

DEC 13 2011

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JULIA C. DUDLEY, CLERK
BY: *[Signature]*
DEPUTY CLERK

JAMES GARDNER DENNIS,
Petitioner,

v.

WILLIAM D. JENNINGS,
Respondent.

) Civil Action No. 7:11-cv-00245
)
)

) **ORDER**
)

) By: Hon. James C. Turk
) Senior United States District Judge

In accordance with the written Memorandum Opinion entered this day, it is hereby

ORDERED

that respondent's motion to dismiss is **GRANTED**; a certificate of appealability is **DENIED**;
and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this Order and the accompanying Memorandum
Opinion to the petitioner and counsel of record for the respondent.

ENTER: This 13th day of December, 2011.

[Signature]

Senior United States District Judge